

Township of Tabernacle

**Town Hall
163 Carranza Road
Tabernacle, NJ 08088**



Workshop Meeting Agenda

December 14, 2015

7:30 PM

Governing Body

Kimberly A. Brown, Mayor
Richard J. Franzen, Deputy Mayor
Joseph W. Barton, Committeeman
Stephen V. Lee, IV, Committeeman
Joseph Yates, IV, Committeeman

PROFESSIONALS

Douglas Cramer, CPWM, Administrator	Terry Henry, Chief Finance Officer
Frank Morris, Township Engineer	Col. William C. Lowe, Emergency Management
Peter C. Lange, Jr., Esq. Solicitor	La Shawn Barber, Township Clerk

www.townshipoftabernacle-nj.gov

1. **Call to Order Flag Salute Open Public Meetings Act Statement**

2. **Roll Call:** Mr. Barton Mr. Franzen Mr. Lee Mr. Yates Mayor Brown

3. **Public comment on agenda items only.**

4. **Recess: Board of Health**

Report. Public Comment. Closed to the public. Adjournment.

Reconvene Township Committee meeting.

5. **Approval of Bills**

6. **Old Business**

a) Discussion: Residential rental properties

b) Second Reading Ordinance: Public Hearing

2015-12: An Ordinance of the Township of Tabernacle, County of Burlington, State of New Jersey, amending Chapter V, Animal Control. **Public Comment**

7. **Resolutions**

2015-147: Approving Street Opening Permit: 37 Washington Way

2015-148: Approving Street Opening Permit: 804 Old Indian Mills Road

2015-149: Approving Street Opening Permit: 15 Washington Way

2015-150: Irrevocable Standby Letter of Credit: Budd Court / Friendship Acres.

2015-151: Approving Change Order No. 1 for 2015 Local Road Program.

2015-152: Award of contract for collection and disposal of solid waste services.

2015-153: Approving budget transfers.

2015-154: Rejection of bids for 2015 Park Improvements Phase II project.

8. **New Business**

Discussion: a) Reorganization meeting date b) Budget meeting schedule

9. Public Comment

(Please state your name & address for the record, answers to questions will be addressed in reports.)

10. Reports

- ☐ Tabernacle Rescue Squad
- ☐ Township Administrator
- ☐ Township Solicitor
- ☐ Township Committee

11. Adjournment

- ☐ Motion made by_____, seconded by _____.

Roll Call: Barton, Franzen, Lee, Yates, Brown

Ayes:

Nays:

ORDINANCE NO. 2015-12
AN ORDINANCE OF THE TOWNSHIP OF TABERNACLE
COUNTY OF BURLINGTON, STATE OF NEW JERSEY
AMENDING CHAPTER V, ANIMAL CONTROL

WHEREAS, Chapter V of the Revised General Ordinances of Tabernacle Township governs animal control and section 5.1 governs "Licensing and Regulation of Dogs"; and

WHEREAS, the Tabernacle Township Committee is desirous of modifying the provisions of section 5.2 which governs violations and penalties to provide that a violation of the dog license requirement be a payable violation which does not require a court appearance.

Now, Therefore, **BE IT RESOLVED** by the Mayor and Committee of the Township of Tabernacle as follows:

SECTION 1: Chapter V, Article 5-2 of the Revised General Ordinances of Tabernacle Township is hereby modified to read as follows:

Chapter V, Article 5-2: Penalty

Any person who violates or who fails or refuses to comply with this Chapter, except for Article 5-1.1 entitled "Dog License Fee," shall be liable for a penalty of not less than five (\$5.00) dollars nor more than one thousand (\$1,000.00) dollars for each and every offense, except that for the first offense the penalty shall be not less than one (\$1.00) dollar and not more than fifty (\$50.00) dollars.

Any person who fails or refuses to secure a dog license as required under Article 5-1.1 entitled "Dog License Fee" shall be liable for a penalty in the amount of fifty (\$50) dollars plus thirty (\$30) dollars in court costs.

SECTION 2: All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 3: If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portion.

This Ordinance shall be in full force and effect from and after its adoption and any publication as may be required by law.

Introduced:

Adopted:

La Shawn R. Barber, RMC
Township Clerk

Kimberly A. Brown, Mayor

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing ordinance was introduced and passed by the Township Committee on first reading at a meeting of the Township Committee of the Township of Tabernacle held on the ____th day of September 2015, and will be considered for second and final passage at a meeting of the Township Committee to be held on the ____th day of _____ 2015, at 8:00 p.m. at the Municipal Building located at 163 Carranza Road, New Jersey, at which time and place any persons desiring to be heard upon the same will be given the opportunity to be so heard.

RESOLUTION 2015-147
RE: APPROVING STREET OPENING PERMIT FOR SOUTH JERSEY GAS COMPANY

WHEREAS, South Jersey Gas Company, Rt. 54 Folsom, New Jersey 08034 has applied for a street opening permit for installing gas main at the following locations of Tabernacle Township:

- **37 Washington Way, Block 1306, Lot 2;** and

WHEREAS, the Township Engineer reviewed said application and schematic for approval of this installation and recommends that a permit be issued with these following stipulations and this permit will be contingent upon all fees and permits paid and bonds posted as required in Tabernacle Township General Code Ordinances.

WHEREAS, this resolution and the street opening authorized herein are specifically conditioned upon the applicant meeting the following requirements.

1.	The Township Engineer shall be notified at least 48 hours in advance on any construction.
2.	All asphalt paving openings must be restored with the following specification: <ul style="list-style-type: none">a. Two inch (2") thick, Hot Mixed Asphalt (HMA) 9.5M64, which replaces the Marshall mix design, top course. All top course paving must be completed 48 hours after installing stabilized base paving.b. Six inch (6") thick, HMA 19M64, stabilized base course.c. 20:1 sand/cement subbase.d. Provide tack coat on all surfaces before paving.
3.	All non-asphalt pavement restorations (i.e. lawns, etc.) shall be completed within 30 days. All lawns shall be restored with sod. The Township Engineer shall approve all other restorations.
4.	All non-asphalt pavement restorations (i.e. lawns, etc.) shall be completed within 30 days. All lawns shall be restored with sod. The Township Engineer shall approve all other restorations.
5.	Inspection escrow must be posted with the Township before start of construction.
6.	The applicant must provide all outside agency approvals, as required.
7.	SJG contractor will notify all residents along proposed pipeline path prior to construction start. Along with this notification, homeowners will be asked to notify the contractor of any items of concern that relate to their property (underground private structures such as sprinklers, property markers, septic and wells, etc.) along with landscaped areas.
8.	SJG Contractor will attempt to meet with residents during the construction project to address concerns they might have.
9.	SJG contractor will videotape area where pipeline is to be installed prior to construction start for documentation purposes.
10.	Proposed pipeline will be installed by a combination of bore, plow and open-cut methods. Bore and plow are the preferred means of construction, but when open cutting of trenches occurs during construction of the project, the contractor will make every effort to keep disturbance to a minimum.
11.	SJG contractor will restore all areas disturbed to same conditions and all non-vegetated areas must be reseeded.
12.	All Township roads and paved driveways must use bore method of installation.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of Tabernacle Township, in the County of Burlington, State of New Jersey, hereby approves said application of a street opening permit for installation of gas service.

BE IT FURTHER RESOLVED that this resolution and the street opening authorized herein is specifically conditioned upon the applicant installing all pipelines under private paved driveways and public streets by boring under the private paved driveways and public streets. The applicant is not authorized to install pipeline by openly trenching through paved private driveways located in the right of way and/or public utility easement nor through public streets.

DATE: December 14, 2015

LA SHAWN R. BARBER, RMC
MUNICIPAL CLERK

KIMBERLY A. BROWN, MAYOR

VOTE ON ADOPTION

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Joseph W. Barton						
Kimberly A. Brown						
Richard J. Franzen						
Stephen V. Lee, IV						
Joseph Yates, IV						

I hereby certify that the foregoing is a true copy of a Resolution adopted by the Township Committee of the Township of Tabernacle at a meeting held on the 14 day of December 2015.

La Shawn R. Barber, RMC
Municipal Clerk

RESOLUTION 2015-148
RE: APPROVING STREET OPENING PERMIT FOR SOUTH JERSEY GAS COMPANY

WHEREAS, South Jersey Gas Company, Rt. 54 Folsom, New Jersey 08034 has applied for a street opening permit for installing gas main at the following locations of Tabernacle Township:

- **804 Old Indian Mills Road, Block 319, Lot 3.01;** and

WHEREAS, the Township Engineer reviewed said application and schematic for approval of this installation and recommends that a permit be issued with these following stipulations and this permit will be contingent upon all fees and permits paid and bonds posted as required in Tabernacle Township General Code Ordinances.

WHEREAS, this resolution and the street opening authorized herein are specifically conditioned upon the applicant meeting the following requirements.

1.	The Township Engineer shall be notified at least 48 hours in advance on any construction.
2.	All asphalt paving openings must be restored with the following specification: <ul style="list-style-type: none">a. Two inch (2") thick, Hot Mixed Asphalt (HMA) 9.5M64, which replaces the Marshall mix design, top course. All top course paving must be completed 48 hours after installing stabilized base paving.b. Six inch (6") thick, HMA 19M64, stabilized base course.c. 20:1 sand/cement subbase.d. Provide tack coat on all surfaces before paving.
3.	All non-asphalt pavement restorations (i.e. lawns, etc.) shall be completed within 30 days. All lawns shall be restored with sod. The Township Engineer shall approve all other restorations.
4.	All non-asphalt pavement restorations (i.e. lawns, etc.) shall be completed within 30 days. All lawns shall be restored with sod. The Township Engineer shall approve all other restorations.
5.	Inspection escrow must be posted with the Township before start of construction.
6.	The applicant must provide all outside agency approvals, as required.
7.	SJG contractor will notify all residents along proposed pipeline path prior to construction start. Along with this notification, homeowners will be asked to notify the contractor of any items of concern that relate to their property (underground private structures such as sprinklers, property markers, septic and wells, etc.) along with landscaped areas.
8.	SJG Contractor will attempt to meet with residents during the construction project to address concerns they might have.
9.	SJG contractor will videotape area where pipeline is to be installed prior to construction start for documentation purposes.
10.	Proposed pipeline will be installed by a combination of bore, plow and open-cut methods. Bore and plow are the preferred means of construction, but when open cutting of trenches occurs during construction of the project, the contractor will make every effort to keep disturbance to a minimum.
11.	SJG contractor will restore all areas disturbed to same conditions and all non-vegetated areas must be reseeded.
12.	All Township roads and paved driveways must use bore method of installation.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of Tabernacle Township, in the County of Burlington, State of New Jersey, hereby approves said application of a street opening permit for installation of gas service.

BE IT FURTHER RESOLVED that this resolution and the street opening authorized herein is specifically conditioned upon the applicant installing all pipelines under private paved driveways and public streets by boring under the private paved driveways and public streets. The applicant is not authorized to install pipeline by openly trenching through paved private driveways located in the right of way and/or public utility easement nor through public streets.

DATE: December 14, 2015

LA SHAWN R. BARBER, RMC
MUNICIPAL CLERK

KIMBERLY A. BROWN, MAYOR

VOTE ON ADOPTION

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Joseph W. Barton						
Kimberly A. Brown						
Richard J. Franzen						
Stephen V. Lee, IV						
Joseph Yates, IV						

I hereby certify that the foregoing is a true copy of a Resolution adopted by the Township Committee of the Township of Tabernacle at a meeting held on the 14 day of December 2015.

La Shawn R. Barber, RMC
Municipal Clerk

RESOLUTION 2015-149
RE: APPROVING STREET OPENING PERMIT FOR SOUTH JERSEY GAS COMPANY

WHEREAS, South Jersey Gas Company, Rt. 54 Folsom, New Jersey 08034 has applied for a street opening permit for installing gas main at the following locations of Tabernacle Township:

- **15 Washington Way, Block 1304, Lot 8;** and

WHEREAS, the Township Engineer reviewed said application and schematic for approval of this installation and recommends that a permit be issued with these following stipulations and this permit will be contingent upon all fees and permits paid and bonds posted as required in Tabernacle Township General Code Ordinances.

WHEREAS, this resolution and the street opening authorized herein are specifically conditioned upon the applicant meeting the following requirements.

1.	The Township Engineer shall be notified at least 48 hours in advance on any construction.
2.	All asphalt paving openings must be restored with the following specification: <ul style="list-style-type: none">a. Two inch (2") thick, Hot Mixed Asphalt (HMA) 9.5M64, which replaces the Marshall mix design, top course. All top course paving must be completed 48 hours after installing stabilized base paving.b. Six inch (6") thick, HMA 19M64, stabilized base course.c. 20:1 sand/cement subbase.d. Provide tack coat on all surfaces before paving.
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6.	The applicant must provide all outside agency approvals, as required.
7.	SJG contractor will notify all residents along proposed pipeline path prior to construction start. Along with this notification, homeowners will be asked to notify the contractor of any items of concern that relate to their property (underground private structures such as sprinklers, property markers, septic and wells, etc.) along with landscaped areas.
8.	SJG Contractor will attempt to meet with residents during the construction project to address concerns they might have.
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10.	Proposed pipeline will be installed by a combination of bore, plow and open-cut methods. Bore and plow are the preferred means of construction, but when open cutting of trenches occurs during construction of the project, the contractor will make every effort to keep disturbance to a minimum.
11.	SJG contractor will restore all areas disturbed to same conditions and all non-vegetated areas must be reseeded.
12.	All Township roads and paved driveways must use bore method of installation.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of Tabernacle Township, in the County of Burlington, State of New Jersey, hereby approves said application of a street opening permit for installation of gas service.

BE IT FURTHER RESOLVED that this resolution and the street opening authorized herein is specifically conditioned upon the applicant installing all pipelines under private paved driveways and public streets by boring under the private paved driveways and public streets. The applicant is not authorized to install pipeline by openly trenching through paved private driveways located in the right of way and/or public utility easement nor through public streets.

DATE: December 14, 2015

LA SHAWN R. BARBER, RMC
MUNICIPAL CLERK

KIMBERLY A. BROWN, MAYOR

VOTE ON ADOPTION

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Joseph W. Barton						
Kimberly A. Brown						
Richard J. Franzen						
Stephen V. Lee, IV						
Joseph Yates, IV						

I hereby certify that the foregoing is a true copy of a Resolution adopted by the Township Committee of the Township of Tabernacle at a meeting held on the 14 day of December 2015.

La Shawn R. Barber, RMC
Municipal Clerk

BURLINGTON COUNTY, NEW JERSEY
RESOLUTION 2015-150

A RESOLUTION OF THE TOWNSHIP OF TABERNACLE CONFIRMING THE FINDINGS OF THE MUNICIPAL ENGINEER AND AUTHORIZING DRAW UPON THE IRREVOCABLE STANDBY LETTER OF CREDIT NUMBER 135 ISSUED BY PEOPLES SAVINGS BANK DATED JANUARY 13, 2006

WHEREAS, the Township Committee of the Township of Tabernacle is aware of the action of the Tabernacle Township Land Development Board granting final major subdivision approval on September 1, 2004, as memorialized by Resolution 2004-19 adopted on September 15, 2004 relating to the property designated as 503.01 and 505, Lots 4, 5 and 8 on the tax map of the Township of Tabernacle; and

WHEREAS, the Land Development Board subdivision approval required the installation of certain public improvements subject to the approval and acceptance of same by the Township of Tabernacle; and

WHEREAS, the Township of Tabernacle has received a letter issued by the Township Engineer, Frank S. Morris, indicating that certain items of public improvement have not been installed in accordance with the plan and plat specifications for the subdivision known as Friendship Acres and designated as Blocks 503.01 and 505, Lots 4, 5 and 8. See Exhibit "A" attached hereto; and

WHEREAS, the Township Committee endorses the findings of the Township engineer, Frank S. Morris, and confirms that the improvements have not been completed, approved or accepted; and

WHEREAS, the Township Committee believes that it is in the public interest to make a claim under the Performance Bond issued by PEOPLES SAVINGS BANK under Irrevocable Standby Letter of Credit No. 135, which was posted as a condition of the filing of the subdivision plat for Blocks 503.01 and 505 Lots 4, 5 and 8 in favor of the Township of Tabernacle in the amount of One Hundred Ninety Thousand One Hundred Ninety One Dollars and Twenty Four Cents (\$191,191.24), said original Bond being reduced by Township of Tabernacle Resolution 2007-67 dated July 23, 2007 to Ninety Two Thousand Four Hundred Sixteen Dollars and Thirty Two Cents(\$92,416.32); and

WHEREAS, the Township has attempted in good faith to insure that the applicant and builder complete the obligations set forth in the Resolution of approval.

NOW, THEREFORE, BE IT RESOLVED, that the Committee of the Township of

Tabernacle hereby authorizes, a claim under Irrevocable Standby Letter of Credit No. 135 issued by PEOPLES SAVINGS BANK, in the amount of Ninety Two Thousand Four Hundred Sixteen Dollars and Thirty Two Cents (\$92,416.32), which sums are necessary to complete the installation and maintenance of public improvements for the subdivision of Block 503.01 and 505, Lots 4, 5 and 8, commonly known as Friendship Acres.

I certify that the foregoing Resolution was duly adopted at a regular meeting of the Committee of the Township of Tabernacle held on the 14th day of December, 2015.

Dated: December 14, 2015

La Shawn R. Barber, RMC
Municipal Clerk

Kimberly A. Brown, Mayor

VOTE ON ADOPTION

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Joseph W. Barton						
Kimberly A. Brown						
Richard J. Franzen						
Stephen V. Lee, IV						
Joseph Yates, IV						

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La Shawn R. Barber, RMC
Municipal Clerk

RESOLUTION #2015-151
A RESOLUTION OF THE TABERNACLE TOWNSHIP COMMITTEE ADOPTING
CHANGE ORDER NO. 1 TO A CONTRACT BETWEEN THE TOWNSHIP OF
TABERNACLE AND ARAWAK PAVING COMPANY, INC. FOR THE 2015 LOCAL ROAD
PROGRAM PROJECT

WHEREAS, on September 28, 2015 the Township Committee awarded the contract for the LAKEVIEW DRIVE AND SPRING DRIVE ROAD IMPROVEMENTS in the amount of \$205,700.00 to Arawak Paving Company; and

WHEREAS, Change Orders are regulated by Local Finance Board regulation N.J.A.C. 5:34-4; and

WHEREAS, approval by the Mayor and Committee is required for all Change Orders; and

WHEREAS, The Administrator and Alaimo Group Consulting Engineers have recommended that the Mayor and Committee approve Change Order No.1 as described below;

Change Order #1

Description of change in scope of work: See attached Change order #1

The amount of the reduction is \$5,287.96; and

WHEREAS, the adjusted amount of this contract based upon Change Order No. 1 is \$200,412.04;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Committee of the Township of Tabernacle in the County of Burlington as follows:

1. Change Order No. 1 to the contract between the Township of Tabernacle and Arawak Paving Company, Inc. is hereby authorized by the Township; and

2. The Mayor is hereby authorized and directed to execute Change Order No. 1.

I certify that the foregoing Resolution was duly adopted at a regular meeting of the Committee of the Township of Tabernacle held on the **14th day of December 2015**.

Township of Tabernacle

By _____
LaShawn R. Barber, RMC
Township Clerk

By: _____
Kimberly A. Brown, Mayor



**RESOLUTION 2015-152 WILL BE PROVIDED ON
MONDAY, DECEMBER 14, 2015**

RESOLUTION 2015-153
RE: BUDGET TRANSFERS

WHEREAS, N.J.S.A. 40A:4-58 provides for appropriation transfers during the last 2 months of the fiscal year, to expend for any of the purposes specified in the budget an amount in excess of the respective sums appropriated therefore and there shall be an excess in any appropriations over and above the amount deemed to be necessary to fulfill the purpose of such appropriation; and

WHEREAS, the approval of this resolution to be adopted by not less than 2/3 vote of the full membership thereof, transfer the amount of such excess to the appropriations deemed to be insufficient.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Tabernacle that the following transfers be made:

FROM (inside cap)

5-01-23-215-20A	Workers Comp O.E.	36,000.00
5-01-31-447-213	Heating Fuel	5,000.00
5-01-35-470-202	Contingent	43,000.00
5-01-26-310-291	Public Bldgs. & Grounds O.E.	8,350.00
Total		\$92,350.00

TO (inside cap)

5-01-23-220-20k	Employee Group Ins O.E.	36,000.00
5-01-31-430-212	Power	5,000.00
5-01-20-165-204	Engineering O.E.	20,000.00
5-01-22-195-101	Construction S&W	29,500.00
5-01-20-122-101	Registrar S&W	100.00
5-01-20-130-101	Finance S&W	300.00
5-01-20-145-101	Tax Collection S&W	1,200.00
5-01-21-180-101	Planning Board S&W	250.00
Total		\$92,350.00

BE IT FURTHER RESOLVED that a certified copy of this resolution is forwarded to the Chief Financial Officer.

DATE: DECEMBER 14, 2015

LA SHAWN R. BARBER, RMC
MUNICIPAL CLERK

KIMBERLY A. BROWN, MAYOR

VOTE ON ADOPTION

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Joseph W. Barton						
Kimberly A. Brown						
Richard J. Franzen						
Stephen V. Lee, IV						
Joseph Yates, IV						

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La Shawn R. Barber, RMC
Municipal Clerk

DRAFT

RESOLUTION 2015-154
REJECTION OF BIDS FOR THE 2015 PARK IMPROVEMENTS PHASE II
PROJECT AND REVISING SPECIFICATION AND INVITATIONS FOR BIDS
BE REISSUED

WHEREAS, the Municipal Clerk received bids for the 2015 Park Improvements Phase II project for work to be performed for Prickett's Mill Park and Patty Bowker Park; and

WHEREAS, sealed bids were opened and publicly announced the contents thereof at the designated time on December 3, 2015 at 11:00 a.m.; and

WHEREAS, it is the desire of this contracting unit pursuant to NJSA 40A:11-13.2 to reject all bids because the lowest bid substantially exceeds the contracting unit's appropriation for the service and it is necessary to substantially revise the specifications; and

NOW, THEREFORE, BE IT RESOLVED that the Committee of the Township of Tabernacle, hereby rejects the bids for this project and authorize the specifications be revised and invitations for bids be reissued pursuant to NJSA 40:11-13.2.

DATE: DECEMBER 14, 2015

KIMBERLY A. BROWN, MAYOR

LA SHAWN R. BARBER, RMC
MUNICIPAL CLERK

VOTE ON ADOPTION

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Joseph W. Barton						
Kimberly A. Brown						
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Joseph Yates, IV						

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La Shawn R. Barber, RMC
Municipal Clerk